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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.
09/233,805	03/10/98	LEARNED III	A <i>SAN</i>

IM31/0924
ADDISON WOODBURY LEARNED III
P O BOX 164
N ABINGTON MA 02351

EXAMINER

SPISICH.M

ART UNIT	PAPER NUMBER
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1744 *2*

DATE MAILED: 09/24/99

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner of Patents and Trademarks



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

NOTICE OF ALLOWANCE AND ISSUE FEE DUE

IM31/0924

ADDISON WOODBURY LEARNED III
P O BOX 164
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APPLICATION NO.	FILING DATE	TOTAL CLAIMS	EXAMINER AND GROUP ART UNIT	DATE MAILED
09/233.805	03/10/98	002	SPISICH, M 1744	09/24/99
First Named Applicant	LEARNED III, 35 USC 154(b) term ext. = 0 Days.			

TITLE OF INVENTION ISOKINETIC PAINT BRUSH HANDLES

ATTY'S DOCKET NO.	CLASS-SUBCLASS	BATCH NO.	APPLN. TYPE	SMALL ENTITY	FEE DUE	DATE DUE
3	015-146.000	B96	UTILITY	YES	\$605.00	12/27/99

THE APPLICATION IDENTIFIED ABOVE HAS BEEN EXAMINED AND IS ALLOWED FOR ISSUANCE AS A PATENT. PROSECUTION ON THE MERITS IS CLOSED.

THE ISSUE FEE MUST BE PAID WITHIN THREE MONTHS FROM THE MAILING DATE OF THIS NOTICE OR THIS APPLICATION SHALL BE REGARDED AS ABANDONED. THIS STATUTORY PERIOD CANNOT BE EXTENDED.

HOW TO RESPOND TO THIS NOTICE:

I. Review the SMALL ENTITY status shown above.

If the SMALL ENTITY is shown as YES, verify your current SMALL ENTITY status:

- A. If the status is changed, pay twice the amount of the FEE DUE shown above and notify the Patent and Trademark Office of the change in status, or
- B. If the status is the same, pay the FEE DUE shown above.

If the SMALL ENTITY is shown as NO:

- A. Pay FEE DUE shown above, or
- B. File verified statement of Small Entity Status before, or with, payment of 1/2 the FEE DUE shown above.

II. Part B-Issue Fee Transmittal should be completed and returned to the Patent and Trademark Office (PTO) with your ISSUE FEE. Even if the ISSUE FEE has already been paid by charge to deposit account, Part B Issue Fee Transmittal should be completed and returned. If you are charging the ISSUE FEE to your deposit account, section "4b" of Part B-Issue Fee Transmittal should be completed and an extra copy of the form should be submitted.

III. All communications regarding this application must give application number and batch number. Please direct all communications prior to issuance to Box ISSUE FEE unless advised to the contrary.

IMPORTANT REMINDER: Utility patents issuing on applications filed on or after Dec. 12, 1980 may require payment of maintenance fees. It is patentee's responsibility to ensure timely payment of maintenance fees when due.

PATENT AND TRADEMARK OFFICE COPY

Notice of Allowability

Application No.
09/233,805

Applicant(s)
Learned III

Examiner
Mark Spisich

Group Art Unit
1744



All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance and Issue Fee Due or other appropriate communication will be mailed in due course.

☒ This communication is responsive to amendment filed 10 August 1999

☒ The allowed claim(s) is/are 10 and 11

☐ The drawings filed on _____ are acceptable.

☐ Acknowledgement is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d).

☐ All ☐ Some* ☐ None of the CERTIFIED copies of the priority documents have been
☐ received.

☐ received in Application No. (Series Code/Serial Number) _____

☐ received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

*Certified copies not received: _____

☐ Acknowledgement is made of a claim for domestic priority under 35 U.S.C. § 119(e).

A SHORTENED STATUTORY PERIOD FOR RESPONSE to comply with the requirements noted below is set to EXPIRE THREE MONTHS FROM THE "DATE MAILED" of this Office action. Failure to timely comply will result in ABANDONMENT of this application. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

☐ Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL APPLICATION, PTO-152, which discloses that the oath or declaration is deficient. A SUBSTITUTE OATH OR DECLARATION IS REQUIRED.

☒ Applicant MUST submit NEW FORMAL DRAWINGS

☐ because the originally filed drawings were declared by applicant to be informal.

☒ including changes required by the Notice of Draftsperson's Patent Drawing Review, PTO-948, attached hereto or to Paper No. 6

☐ including changes required by the proposed drawing correction filed on _____, which has been approved by the examiner.

☒ including changes required by the attached Examiner's Amendment/Comment.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the reverse side of the drawings. The drawings should be filed as a separate paper with a transmittal letter addressed to the Official Draftsperson.

☐ Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Any response to this letter should include, in the upper right hand corner, the APPLICATION NUMBER (SERIES CODE/SERIAL NUMBER). If applicant has received a Notice of Allowance and Issue Fee Due, the ISSUE BATCH NUMBER and DATE of the NOTICE OF ALLOWANCE should also be included.

Attachment(s)

☐ Notice of References Cited, PTO-892

☐ Information Disclosure Statement(s), PTO-1449, Paper No(s). _____

☐ Notice of Draftsperson's Patent Drawing Review, PTO-948

☐ Notice of Informal Patent Application, PTO-152

☐ Interview Summary, PTO-413

☒ Examiner's Amendment/Comment

☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material

☐ Examiner's Statement of Reasons for Allowance

09-24-99

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EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Addison W. Learned on 22 September 1999.

2. The application has been amended as follows:

IN THE SPECIFICATION:

Delete the original specification as well as the abstract filed 8/10/99 and replace with the specification and abstract drafted by the examiner and attached hereto.

IN THE CLAIMS:

Delete claims 7-9 and add the following new claims 10 and 11.

Claim 10. (New) An extension handle for use with a paint brush including a plurality of bristles extending from a distal end of an elongated brush handle with the brush handle including a hole in a proximal end thereof, the extension handle comprising:

an elongated tubular handle having a length sufficient for grasping by both hands of the user, said tubular handle including an elongated slot at a distal end thereof which defines an expandable hollow portion for receiving the brush handle of the paint brush, the expandable hollow portion being substantially aligned with the longitudinal axis of the tubular handle;

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means, spaced from the distal end of the tubular handle adjacent an end of said elongated slot, for passing through the hole in the end of the paint brush handle and securing the paint brush handle with respect to the tubular handle;

a flexible band between the distal end of the tubular handle and the means for passing through the hole in the paint brush handle for compressing the walls of the expandable hollow portion of the tubular handle against the handle of the paint brush to further secure it to the tubular extension handle; and

wherein the handle of the paint brush and the tubular extension handle are fixedly maintained in a substantially aligned orientation.

BI
Cont'd
Claim ~~11~~ (New) An extension handle for use with a paint brush including a plurality of bristles extending from a distal end of an elongated brush handle with the brush handle including a hole in a proximal end thereof, the extension handle comprising:

an elongated tubular handle having a length sufficient for grasping by both hands of the user, an elongated brush supporting portion extending from a distal end of the tubular handle which is oriented at a fixed acute angle with respect to the longitudinal axis of said tubular handle;

means, spaced from the distal end of the brush supporting portion, for passing through the hole in the end of the paint brush handle and securing the paint brush handle with respect to the tubular handle;

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B1
cont'd

a flexible band between the distal end of the brush supporting portion and the means for passing through the hole in the paint brush handle for retaining the paint brush handle against the brush supporting portion to further secure it to the tubular extension handle; and

wherein the paint brush handle and the tubular extension handle are maintained at a fixed acute angle with respect to each other.

3. The following changes to the drawings have been approved by the examiner and agreed upon by applicant: The three(3) sheets of drawings are to be amended to include the changes indicated in red and attached hereto. In order to avoid abandonment of the application, applicant must make these above agreed upon drawing changes.

4. In order to advance this application to issue and to assist the applicant, the examiner felt that this would best be accomplished by rewriting the specification and amending the drawings himself. The examiner was of the opinion that new claim 9 was still anticipated by Pryor (USP 3,737,187). Applicant agreed to cancel this claim to place the application in condition for allowance. It is noted that claims 7 and 8 have been rewritten as new claims 10 and 11 so that it would be easier for the printer to read them (as opposed to hand written claims).

5. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Mark Spisich whose telephone number is (703) 308-1271.



Mark Spisich

September 22, 1999

MARK SPISICH
PRIMARY EXAMINER
GROUP 3400-

1760

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